


FILED

NOV 20 1991

NEW JERSEY BOARD OF
CHIROPRACTIC EXAMINERS



EXECUTIVE DIRECTOR

ORIGINAL

In the Matter of the License :
of :

JEFFREY H. HORNING, D.C. :

to Practice Chiropractic in :
the State of New Jersey :

STATE OF NEW JERSEY
DEPARTMENT OF LAW AND
PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS

Administrative Action

CONSENT ORDER

This matter was opened to the New Jersey State Board of Chiropractic Examiners upon receipt of information which raised questions about the professionalism of Respondent's conduct in placing his hand under the neck opening of a female patient's sweater while the patient was lying in a modified supine position on the adjustment table. Dr. Horning stimulated the patient's neurolymphatic gland near her breast without first advising her what he intended to do or obtaining her consent and in taking the patient into a darkened room to test her pineal gland without retesting the patient after an adjustment was performed in a treatment room to determine the effect of such adjustment.

It appearing that the parties have agreed to a resolution of this matter without the necessity for further proceedings, and it appearing that Respondent has read and agreed to abide by the terms of this Order, and it further appearing that this Order is adequately protective of the public

interest, and good cause therefore existing for the entry of this Order, it is therefore on this 20th day of November, 1991, ORDERED:

1. Respondent is hereby reprimanded for unprofessional conduct as detailed above.

2. Respondent shall pay a civil penalty of \$5,000 to the Board of Chiropractic Examiners for the aforementioned violations.

3. Respondent shall cease and desist from performing any diagnostic procedures in a room not designed for the rendering of professional services.

4. Respondent shall cease and desist from touching any area under a patient's clothing or involving any contact near a female patient's breast without first informing the patient of and obtaining the patient's affirmative consent to the procedure contemplated.

STATE BOARD OF CHIROPRACTIC
EXAMINERS

By: Anthony DeMarco, D.C.

Anthony DeMarco, D.C.,
President

I have read the above Consent Order and agree to be bound by its terms. I consent to its entry by the State Board of Chiropractic Examiners..

Jeffrey H. Horning, D.C.
Jeffrey H. Horning, D.C.